

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMES L. SHUMAKER,

Defendant.

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8:05CR283

ORDER

Before the court is defendant's Motion to Continue Plea [21]. The government has no objection. Good cause being shown, the motion will be granted, and the Change of Plea hearing will be continued.

IT IS ORDERED:

1. That the Motion to Continue Plea [21] is granted; and
2. That the Change of Plea hearing is continued to **December 28, 2005 at 3:00 p.m.** before Magistrate Judge F.A. Gossett, Courtroom No. 6, Second Floor, Roman L. Hruska U.S. Courthouse, 111 So. 18th Plaza, Omaha, Nebraska.

For this defendant, the time between **December 8, 2005** and the **hearing** on the anticipated plea of guilty **is excluded** for purposes of computing the limits under the Speedy Trial Act. **See** 18 U.S.C. § 3161(h)(1)(I)&(h)(8)(A)(B).

Since this is a criminal case, the defendant must be present, unless excused by the Court.

DATED this 13th day of December, 2005.

BY THE COURT:

s/ F.A. Gossett
United States Magistrate Judge